IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

DATATREASURY CORPORTION	§	
Plaintiff/Counter-Defendant	§	
	§	
vs.	§	No. 2:06cv72 (DF)
	§	Jury Trial Demanded
WELLS FARGO & COMPANY;	§	
WELLS FARGO BANK, NATIONAL	§	
ASSOCIATION	§	
Defendants/Counter-Plaintiff	§	

DATATREASURY'S ANSWER TO CITIZENS FINANCIAL GROUP INC.'S AMENDED COUNTERCLAIMS

Plaintiff/Counter-Defendant DataTreasury Corporation hereby files its Answer to Citizens Financial Group, Inc.'s ("CFG") Amended Counterclaims to Plaintiff's First Amended Complaint for Patent Infringement and in support thereof, states as follows:

1. Plaintiff/Counter-Defendant admits the allegations in paragraph 1 of CFG's Amended Counterclaims.

2. Plaintiff/Counter-Defendant admits the allegations in paragraph 2 of CFG's Amended Counterclaims.

3. Plaintiff/Counter-Defendant admits the allegations in paragraph 3 of CFG's Amended Counterclaims.

4. Plaintiff/Counter-Defendant admits the allegations in paragraph 4 of CFG's Amended Counterclaims.

5. Plaintiff/Counter-Defendant admits the allegations in paragraph 5 of CFG's Amended Counterclaims.

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FIRST COUNTERCLAIM – DECLARATORY JUDGMENT OF NON-INFRINGEMENT

6. Plaintiff/Counter-Defendant is without sufficient knowledge to either admit or deny the allegations contained in paragraphs 6 thru 21 of the first counterclaim of CFG's Amended Counterclaims.

7. Plaintiff/Counter-Defendant denies the allegations in paragraph 22 of the first counterclaim of CFG's Amended Counterclaims.

8. Plaintiff/Counter-Defendant denies the allegations in paragraph 23 of the first counterclaim of CFG's Amended Counterclaims.

9. Plaintiff/Counter-Defendant denies the allegations in paragraph 24 of the first counterclaim of CFG's Amended Counterclaims.

10. Plaintiff/Counter-Defendant denies the allegations in paragraph 25 of the first counterclaim of CFG's Amended Counterclaims.

11. Plaintiff/Counter-Defendant denies that CFG is entitled to a Declaratory Judgment of Non-Infringement as to the '988 Patent, as alleged in paragraph 26 of the first counterclaim of CFG's Amended Counterclaim.

12. Plaintiff/Counter-Defendant denies that CFG is entitled to a Declaratory Judgment of Non-Infringement as to the '137 Patent, as alleged in paragraph 27 of the first counterclaim of CFG's Amended Counterclaim.

13. Plaintiff/Counter-Defendant denies that CFG is entitled to a Declaratory Judgment of Non-Infringement as to the '007 Patent, as alleged in paragraph 28 of the first counterclaim of CFG's Amended Counterclaim.

14. Plaintiff/Counter-Defendant denies that CFG is entitled to a Declaratory Judgment of Non-Infringement as to the ‘868 Patent, as alleged in paragraph 29 of the first counterclaim of CFG’s Amended Counterclaim.

SECOND COUNTERCLAIM – DECLARATORY JUDGMENT OF INVALIDITY

15. Plaintiff/Counter-Defendant denies the allegations contained in paragraphs 30 thru 34 of the second counterclaim of CFG’s Amended Counterclaim.

16. Plaintiff/Counter-Defendant denies that CFG is entitled to a Declaratory Judgment of Invalidity as to the ‘988, ‘137, ‘007, and ‘868 patents as alleged in paragraphs 35 thru 38 of the second counterclaim of CFG’s Amended Counterclaims.

THIRD COUNTERCLAIM – DECLARATORY JUDGMENT OF UNENFORCEABILITY

17. Plaintiff/Counter-Defendant denies the allegations contained in paragraphs 39 through 40 of the third counterclaim of CFG’s Amended Counterclaims.

18. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 41 of the third counterclaim of CFG’s Amended Counterclaims.

19. Plaintiff/Counter-Defendant admits the allegations contained in paragraph 42 of the third counterclaim of CFG’s Amended Counterclaims.

20. Plaintiff/Counter-Defendant denies the allegations contained in paragraphs 43 through 69 of the third counterclaim of CFG’s Amended Counterclaims.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff/Counter-Defendant prays for judgment against Defendants/Counter-Plaintiffs as follows:

A. For judgment dismissing the counterclaims with prejudice;

B. For a declaration that this is an exceptional case, and an award to Plaintiff/Counter-Defendant of its costs and attorneys' fees incurred herein;

C. An award of the costs of this action; and

D. That Plaintiff/Counter-Defendant be awarded such other and further relief as the Court may deem just and proper, including all relief requested in Plaintiff's Complaint.

Respectfully submitted,

_____________/S/______________________
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ATTORNEYS FOR PLAINTIFF/COUNTER-DEFENDANT,DATATREASURY CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record, via CM/ECF, on the 17th day of April , 2007.

___________/S/______________________
Edward Lewis von Hohn